

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 1214 - SB 1165

March 28, 2021

SUMMARY OF BILL: Increases, from 50 to 60 percent, the minimum amount of restitution ordered to be deducted from an inmate's commissary account or any other account or fund for the inmate to use while incarcerated when outlined criteria are met.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-13-102(e)(3), restitution of at least 50 percent is required to be deducted from a commissary account of an inmate that is convicted of aggravated assault of a correctional officer, guard, jailer, or other full-time employees of penal institution, local jail, or workhouse while in the discharge of official duties within the scope of the victim's employment offense that occurs while such inmate was incarcerated.
- Based on information provided by the Department of Correction (DOC), the three year average collection of restitution from the Inmate's Trust Fund Account is \$330,497.
- The proposed legislation will result in a recurring increase to the restitution account estimated to be \$33,050 [$\$330,497 \times (60\% - 50\%)$].
- Restitution is collected by the DOC and transferred to the Department of Treasury (DOT) monthly.
- Any impact to DOC to collect and DOT to remit payments to victims is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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